

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA

UNITED STATES OF AMERICA,) **INDICTMENT**
)
Plaintiff,) 21 U.S.C. § 841(a)(1)
) 21 U.S.C. § 841(b)(1)(B)
v.) 21 U.S.C. § 841(b)(1)(C)
) 21 U.S.C. § 846
DEMAR DESHAWN POWELL,) 21 U.S.C. § 853
)
Defendant.)

CR 13-118 SRN/JSM

THE UNITED STATES GRAND JURY CHARGES THAT:

COUNT 1

(Conspiracy to Possess with Intent to Distribute Controlled Substances)

On or about September 21, 2012, in the State and District of Minnesota, the defendant,

DEMAR DESHAWN POWELL,

did unlawfully, knowingly, and intentionally, conspire with others known and unknown to the grand jury, to possess with intent to distribute more than 100 grams of marijuana and more than 200 grams of a mixture and substance containing cocaine base ("crack"), both controlled substances, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B), 841(b)(1)(C), and 846.

COUNT 2

(Attempt to Possess with Intent to Distribute Controlled Substances)

On or about September 21, 2012, in the State and District of Minnesota, the defendant,



FILED MAY 13 2013
RICHARD D. SLETTEN
JUDGMENT ENTD _____
DEPUTY CLERK _____

DEMAR DESHAWN POWELL,

did unlawfully, knowingly, and intentionally, attempt to possess with intent to distribute more than 100 grams of marijuana and more than 200 grams of a mixture and substance containing cocaine base (“crack”), a controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(B), and 841(b)(1)(C).

FORFEITURE ALLEGATIONS

The allegations in Counts 1 and 2 of this Indictment are incorporated by reference for the purpose of alleging forfeitures pursuant to Title 21, United States Code, Section 853.

Upon conviction of either Count 1 or 2 of this Indictment, or both, the defendant shall forfeit to the United States, pursuant to Title 21, United States Code, Section 853(a)(1) and (2), any property constituting, or derived from, any proceeds obtained, directly or indirectly, as the result of such offense and any property used, or intended to be used, in any manner or part, to commit, or to facilitate the commission of, the offense.

If any forfeitable property is unavailable for forfeiture, the United States intends to seek the forfeiture of substitute property as provided for in Title 21, United States Code, Section 853(p).

A TRUE BILL

UNITED STATES ATTORNEY

FOREPERSON